

AMENDED IN SENATE AUGUST 16, 2005

AMENDED IN SENATE JUNE 22, 2005

AMENDED IN ASSEMBLY MAY 27, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1142

Introduced by Assembly Member Dymally

February 22, 2005

An act to add Chapter 13.7 (commencing with Section 121290) to Part 4 of Division 105 of the Health and Safety Code, relating to HIV.

LEGISLATIVE COUNSEL'S DIGEST

AB 1142, as amended, Dymally. HIV/AIDS: African-Americans: statewide initiative.

Existing law makes provision for programs relating to treatment of persons with the human immunodeficiency virus (HIV) and the acquired immunodeficiency syndrome (AIDS). Under existing law, the Office of AIDS in the State Department of Health Services is the lead agency within the state responsible for coordinating state programs, services, and activities relating to HIV and AIDS, and AIDS-related conditions (ARC).

This bill would establish a Statewide African-American ~~HIV/AIDS~~ Initiative to address the disproportionate impact of HIV/AIDS on the health of African-Americans by coordinating prevention and service networks around the state and increasing the capacity of core service providers. The initiative would be implemented in 5 designated regions. The bill would establish the responsibilities and duties of the initiative. The bill would establish requirements for the office with respect to the initiative. The bill would require, until January 1, 2008,

the initiative to be housed at the Office of AIDS, and by January 1, 2008, the initiative to establish itself as an independent nonprofit organization. The bill would provide that its requirements shall only be implemented *after the Department of Finance makes a determination that nonstate funds in an amount sufficient to fully support the activities of the initiative have been deposited with the state, and thereafter only to the extent that funding is nonstate funds* are received for the purposes of the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 13.7 (commencing with Section
2 121290) is added to Part 4 of Division 105 of the Health and
3 Safety Code, to read:

4
5 CHAPTER 13.7. STATEWIDE AFRICAN-AMERICAN INITIATIVE

6
7 121290. (a) There is hereby established the Statewide
8 African-American Initiative to address the disproportionate
9 impact of HIV/AIDS on the health of African-Americans by
10 coordinating prevention and service networks around the state
11 and increasing the capacity of core service providers. For
12 purposes of this chapter, “initiative” means the Statewide
13 African-American Initiative.

14 (b) The initiative shall have an executive director who shall
15 coordinate the initiative and report to the Office of AIDS through
16 the Statewide African-American HIV/AIDS ~~steering committee~~
17 *Steering Committee* formally established pursuant to Section
18 121290.8.

19 (c) The initiative shall be implemented in the following five
20 designated regions:

- 21 (1) Alameda/San Francisco.
22 (2) Los Angeles.
23 (3) Sacramento/Central Valley.
24 (4) San Bernardino/Riverside.
25 (5) San Diego.

26 (d) (1) The Office of AIDS shall provide initial administrative
27 support for the core functions of the initiative.

1 (2) Until January 1, 2008, the initiative shall be housed at the
2 Office of AIDS. By January 1, 2008, the initiative shall establish
3 itself as an independent nonprofit organization for purposes of
4 Section 501(c)(3) of the Internal Revenue Code.

5 121290.1. The initiative shall sponsor and conduct an annual
6 Summit on African-Americans and HIV. The summit shall be
7 funded solely by private funds. The summit shall do all of the
8 following:

- 9 (a) Provide a report on the progress of the initiative.
10 (b) Offer technical assistance workshops.
11 (c) Provide an overview of local, regional, and national efforts
12 concerning health disparities relating to African-Americans and
13 HIV.

14 121290.2. The initiative shall have all of the following
15 responsibilities:

16 (a) To design and conduct a series of complementary projects
17 to implement policy and planning to address the disproportionate
18 impact of HIV/AIDS on the African-American community,
19 focusing on all of the following categories:

- 20 (1) Research.
21 (2) Policy and advocacy.
22 (3) Workforce development.
23 (4) Organizational capacity.
24 (5) Prevention and treatment information and resources.
25 (b) To provide integrated leadership in developing,
26 implementing, evaluating, and sustaining HIV-related services
27 and programmatic partnerships between research institutions,
28 community-based organizations, the business community, and
29 public sector agencies.

30 (c) To improve the efficacy of local service providers through
31 the central coordination of service availability, data, and funding
32 sources through the development of a central coordinating body.

33 121290.4. The initiative shall employ all of the following
34 strategies to achieve its objectives:

35 (a) Serve as a community resource for technical assistance and
36 training in the communication and dissemination of information,
37 and for the synthesis, interpretation, and dissemination of
38 HIV/AIDS data and public health information.

39 (b) Assemble a network of health experts, HIV/AIDS service
40 providers, community-based organizations, and relevant public

1 and private sector stakeholders who will be accessible through
2 the regional centers, to support the capacity building of
3 community-based programs to eliminate HIV-related health
4 disparities for African-Americans.

5 (c) Establish the administrative, educational, and
6 communication infrastructure, including personnel, facilities, and
7 technology, to support the activities of the initiative's provider
8 network.

9 (d) Assess the availability and allocation of scientific,
10 governmental, and private sector resources to reduce the impact
11 of HIV/AIDS on African-Americans.

12 (e) Evaluate community-focused interventions and
13 demonstration projects to eliminate disparities in the evaluation
14 and treatment of HIV/AIDS, based on information from the work
15 of the initiative and local and regional resources.

16 (f) Coordinate and disseminate data, including epidemiology,
17 outcome assessment, and informatics, to provider networks
18 addressing health disparities regarding HIV/AIDS.

19 (g) Facilitate the development of lasting academic and
20 community partnerships that promote healthy lifestyles, prevent
21 disease, and reduce risk factors for HIV/AIDS.

22 (h) Increase ongoing access to culturally appropriate health
23 care for African-Americans living with HIV/AIDS.

24 121290.5. (a) The initiative shall establish a central
25 coordinating body to provide administrative, technical,
26 educational, and health information dissemination services to the
27 initiative's network of community-based organizations.

28 (b) The duties of the central coordinating body shall include,
29 but not be limited to, all of the following:

30 (1) Helping to provide program administration services,
31 project management, fiscal support, resource allocation, and
32 program evaluation to the initiative.

33 (2) Assisting in the collection, management, and analysis of
34 primary and secondary data, and providing technical support and
35 training.

36 (3) Aiding in the synthesis, interpretation, and dissemination
37 of information on HIV and African-Americans.

38 (c) The objectives of the central coordinating body shall
39 include, but not be limited to, both of the following:

1 (1) To achieve economies of scale in effort, expertise, and
2 equipment, and thereby build the capacity of the provider
3 network and the Office of AIDS to develop, implement, and
4 evaluate community programs to address HIV/AIDS among
5 African-Americans.

6 (2) To pool services, expertise, equipment, and facilities to
7 support several interrelated projects and collaborating
8 organizations, thereby leveraging greater resources than those
9 that would be provided separately to each project and without
10 formal interactions among the Office of AIDS, community-based
11 organizations, and public sector agencies.

12 121290.7. The Office of AIDS shall appoint an internal
13 advisory committee composed of the office's African-American
14 HIV specialist, a section head from the office, and a designee to
15 supervise the day-to-day activities of the initiative.

16 121290.8. There is hereby established the Statewide
17 African-American HIV/AIDS ~~steering committee~~ *Steering*
18 *Committee*. The committee shall be appointed by the Office of
19 AIDS and shall initially consist of the current membership of the
20 informally established Statewide African-American HIV/AIDS
21 ~~steering committee~~ *Steering Committee*, which consists of
22 leadership from service providers, researchers, educators,
23 community-based organizations, and public sector agencies.

24 121290.9. The requirements of this chapter shall be
25 ~~implemented only to the extent that state, private, or federal~~
26 ~~funding, or any combination of these types of funding, is~~
27 *implemented only after the Department of Finance makes a*
28 *determination that nonstate funds in an amount sufficient to fully*
29 *support the activities of the initiative have been deposited with*
30 *the state. Thereafter, the requirements of this chapter shall be*
31 *implemented only to the extent that nonstate funds are received*
32 for the purposes of this chapter.